

1 ALAN R. BRAYTON, ESQ., S.B. #73685  
DAVID R. DONADIO, ESQ., S.B. #154436  
2 NOAH J. WOODS, ESQ., S.B. #264823  
BRAYTON ♦ PURCELL LLP  
3 222 Rush Landing Road  
P.O. Box 6169  
4 Novato, California 94948-6169  
(415) 898-1555  
5 (415) 898-1247 (Fax No.)  
6  
7

8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11 CAROLE TRUITT, TRENTON TRUITT,  
KRISTINA WANDZILAK, ASHLEY  
12 HELLYER, KATHRYN TRUITT, as  
Wrongful Death Heirs of JAMES  
13 TRUITT, Deceased, and FRANK  
MARINO, as Personal Representative of  
14 the Estate of JAMES TRUITT, Deceased

15 Plaintiffs,

16 vs.

17 UNITED TECHNOLOGIES  
CORPORATION,

18 Defendant.  
19

Case No. CV-10-1573-JSW

Hon. Jeffrey S. White

**STIPULATION AND ORDER  
MODIFYING BRIEFING SCHEDULE  
FOR UNITED TECHNOLOGIES  
CORPORATION'S MOTION TO  
DISMISS AND/OR STRIKE  
PLAINTIFFS' COMPLAINT**

HEARING DATE: July 9, 2010  
TIME: 9:00 a.m.  
PLACE: Courtroom 11

Action filed: April 13, 201

21 The parties stipulate through their respective attorneys of record that:

22 Based on professional courtesy and good cause, Defendant UNITED TECHNOLOGIES  
23 CORPORATION has agreed to modify the briefing schedule, subject to this Court's approval.

24 The parties have agreed to the following:

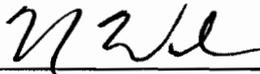
- 25 1. Plaintiffs' opposition to the motion must be filed by no later than June 1, 2010.  
26 2. Defendant's reply brief to Plaintiffs' opposition must be filed by no later than  
27 June 8, 2010.  
28

BRAYTON ♦ PURCELL LLP  
ATTORNEYS AT LAW  
222 RUSH LANDING ROAD  
P.O. BOX 6169  
NOVATO, CALIFORNIA 94948-6169  
(415) 898-1555

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Dated: 21 May 2010

BRAYTON❖PURCELL LLP

By: 

Noah J. Woods

Attorneys for Plaintiff

Dated: 20 MAY 2010

TUCKER, ELLIS, & WEST LLP

By: 

Lance D. Wilson

Attorneys for Defendant

United Technologies Corporation

**[PROPOSED] ORDER**

The stipulation is DENIED without prejudice for failure to demonstrate good cause.

IT IS SO ORDERED.

Dated: May 27, 2010

  
Honorable Jeffrey S. White